

Introduced by Senator Padilla

February 27, 2009

An act to add Section ~~51220.7~~ 51882 to the Education Code, relating to schools.

LEGISLATIVE COUNSEL'S DIGEST

SB 552, as amended, Padilla. Schools: ~~adopted course of study: sciences: health education.~~

(1) ~~The adopted course of study for grades 7 to 12, inclusive, is required to include courses in science, among other areas of study. That study is required to include the physical and biological aspects of science. The Comprehensive Health Education Act of 1977 requires the State Department of Education to prepare and distribute to school districts guidelines for the preparation of comprehensive health education plans, and, in cooperation with county offices of education that desire to participate, to assist school districts in developing comprehensive health education plans and programs.~~

This bill would require ~~the adopted course of study in science to include education in school districts to offer grade 9 or 10 pupils who are enrolled in health classes at least 15 minutes of instruction on organ procurement and tissue donation that would be designed to develop a knowledge of the potentially life-saving achievement involved in registering as an organ and tissue donor for transplantation.~~ By requiring school districts to provide organ procurement and tissue donation instruction, this bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 *SECTION 1. The Legislature finds and declares as follows:*
2 *(a) There are more than 100,000 people on the national organ*
3 *transplant waiting list, and more than 21,000, or 21 percent, of*
4 *those people live in California.*
5 *(b) Currently only 18 percent of California drivers are*
6 *designated as organ or tissue donors.*
7 *(c) Californians who apply for a California drivers license are*
8 *asked whether or not they would like to donate their organs and*
9 *tissue. It is important that, if we are asking that question, we are*
10 *allowing the individual to make an informed decision.*
11 *(d) There is an urgent need to educate the public about organ*
12 *and tissue donation.*
13 *SEC. 2. Section 51882 is added to the Education Code, to read:*
14 *51882. A school district shall offer grade 9 or 10 pupils who*
15 *are enrolled in health classes at least 15 minutes of instruction on*
16 *organ procurement and tissue donation designed to develop a*
17 *knowledge of the potentially life-saving achievement involved in*
18 *organ and tissue transplantation. Nonprofit organizations,*
19 *including among others, Donate Life California, shall provide*
20 *school districts with the information that will be provided through*
21 *the instruction required pursuant to this section.*
22 *SEC. 3. If the Commission on State Mandates determines that*
23 *this act contains costs mandated by the state, reimbursement to*
24 *local agencies and school districts for those costs shall be made*
25 *pursuant to Part 7 (commencing with Section 17500) of Division*
26 *4 of Title 2 of the Government Code.*
27 ~~*SECTION 1. Section 51220.7 is added to the Education Code,*~~
28 ~~*to read:*~~

1 ~~51220.7.— In addition to the required areas of study in science~~
2 ~~specified in subdivision (c) of Section 51220, education on organ~~
3 ~~procurement and tissue donation shall be offered and designed to~~
4 ~~develop a knowledge of the potentially life-saving achievement~~
5 ~~involved in registering as an organ and tissue donor.~~

6 ~~SEC. 2.— If the Commission on State Mandates determines that~~
7 ~~this act contains costs mandated by the state, reimbursement to~~
8 ~~local agencies and school districts for those costs shall be made~~
9 ~~pursuant to Part 7 (commencing with Section 17500) of Division~~
10 ~~4 of Title 2 of the Government Code.~~